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(Proposed) Attorney for Debtor-in-Possession
VICTOR BATINOVICH

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In Re:	) Case No.: 17-52444
	)
	) CHAPTER 11
VICTOR BATINOVICH	)
	) DECLARATION IN SUPPORT OF
	) MOTION TO DISMISS CHAPTER 11
Debtor-in-Possession	)
	)
	)
	)
	)

I, VICTOR BATINOVICH, hereby declare as follows:

1. I am the Debtor/Movant herein. I make this declaration based upon my own personal knowledge. If called as a witness to testify in this proceeding, my testimony would be substantially in conformance with the statements herein.

2. I, through counsel, caused to be filed a voluntary petition under Chapter 11 on October 5, 2017.

3. The principal reason for the filing of my bankruptcy was to prevent the foreclosure of my personal residence located at 3085 Paseo Vista, San Martin, California 95046.

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DECLARATION IN SUPPORT OF MOTION TO DISMISS CHAPTER 11

4. During the course of my Chapter 11 proceeding, the automatic stay expired and I, through counsel was unable to impose the stay or obtain a temporary restraining order to prevent the foreclosure of my residence.

5. The benefit of the automatic stay is not available to protect my residence in my Chapter 11. Consequently, a Chapter 11 Plan is of no assistance to me.

Therefore, I am requesting an order from the Court dismissing my Chapter 11 case.

I DECLARE, under the penalty of perjury of the laws of the United States of America that the foregoing is true and correct.

Date: 11/27/2017

/s/ Victor Batinovich
Debtor-in-Possession
VICTOR BATINOVICH

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DECLARATION IN SUPPORT OF MOTION TO DISMISS CHAPTER 11